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Docket No.: CFBF-P04-002  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Wagner et al.

Application No.: 09/883642

Group Art Unit: 1644

Filed: June 18, 2001

Examiner: Gambel, Phillip

For: METHOD FOR TREATING AND  
PREVENTING ATHEROSCLEROSIS

COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Dear Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

This is in response to the Office Action of October 3, 2002, in the above-identified patent application.

**REMARKS**

In the Office Action of October 3, 2001, claims 39-88 were subject to restriction under 35 U.S.C. § 121. In the restriction requirement, the Examiner divided the claims into a total of 32 groups (Groups I-XXXII) which are alleged to constitute patentably distinct methods relying on patentably distinct agents. The Examiner further alleges that the agents recited in the claims require non-coextensive searches since the structure and